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| APPLICATION NO.                 | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---------------------------------|-------------|----------------------|---------------------|------------------|
| 09/375,333                      | 08/16/1999  | HERMANN OPPERMANN    | STK-075             | 4896             |
| 21323                           | 7590        | 03/04/2004           | EXAMINER            |                  |
| TESTA, HURWITZ & THIBEAULT, LLP |             |                      | ROMEON, DAVID S     |                  |
| HIGH STREET TOWER               |             |                      |                     |                  |
| 125 HIGH STREET                 |             |                      | ART UNIT            | PAPER NUMBER     |
| BOSTON, MA 02110                |             |                      |                     | 1647             |

DATE MAILED: 03/04/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
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EXAMINER

ART UNIT      PAPER

200403

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Commissioner for Patents

The amendment filed on 07/14/2003 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because the remaining claims recite a Markush group of heterologous leader sequences, which are not drawn to the species of heterologous leader sequence that Applicants originally, i.e., a tissue targeting domain that binds a cell surface molecule on the surface of an osteoprogenitor. See the Office action mailed 01/13/2003.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

David S Romeo  
Primary Examiner  
Art Unit: 1647